

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

DUPRAY

Serial No.: 09/176,587

Filed: October 21, 1998

Atty. File No.: 1005-DJD

For: "A WIRELESS LOCATION
SYSTEM FOR CALIBRATING
MULTIPLE LOCATION
ESTIMATORS"Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In a phone conversation with Mr. Tarsa, Director of Group Art Unit 3662, on June 11, 2002, Mr. Tarsa indicated that the Information Disclosure Statement (IDS) filed on March 29, 2002 was not entered due being received just after the present application was allowed. However, since an RCE was filed in the present application on May 3, 2002, Mr. Tarsa indicated that the un-entered IDS would be considered if again submitted since the RCE has been filed. Accordingly, provided herewith is a copy of the March 29, 2002 filed IDS. Please reconsider the present patent application in light of these references.

No fees are believed due with this transmittal. However, in the event that additional fees are due, please contact the undersigned Applicant by phone at 303-863-2975.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

Dennis J. Dupray, Ph.D.
Registration No. 46,299
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: June 12, 2002

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Group Art Unit: 3662

Examiner: Dao Phan

**REQUEST FOR CONSIDERATION OF
INFORMATION DISCLOSURE
STATEMENT PREVIOUSLY FILED
ON MARCH 29, 2002**

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR
PATENTS, WASHINGTON, DC 20231 ON THIS 12 DAY OF
June, 2002.

SHERIDAN ROSS P.C.

BY: 

Chasity C. Rossum

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

DUPRAY

Serial No.: 09/176,587

Filed: October 21, 1998

Atty. File No.: 1005-DJD

For: "A WIRELESS LOCATION SYSTEM
FOR CALIBRATING MULTIPLE
LOCATION ESTIMATORS"Assistant Commissioner for Patents
Washington, D. C. 20231

Group Art Unit: 3662

Examiner: Dao Phan

**DUPLICATE OF INFORMATION
DISCLOSURE STATEMENT ORIGINALLY
FILED ON MARCH 29, 2002**

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June, 2002.

SHERIDAN ROSS P.C.

BY Chasity C. Rossum

Chasity C. Rossum

Sir:

The references cited on attached Form PTO-1449 are being called to the attention of the Examiner.

Copies of the cited references:

☐

Are enclosed herewith.

☒Are not enclosed, in accordance with 37 C.F.R. 1.98(d), because the references were
submitted to the U.S. Patent and Trademark Office in prior application Serial No. 09/194,367
filed November 24, 1998, which is relied upon for an earlier filing date under 35 U.S.C. §
120☐To the best of applicants' belief, the pertinence of the foreign-language references are
believed to be summarized in the attached English abstracts and in the figures, although applicants do not
necessarily vouch for the accuracy of the translation.☒Examiner's attention is drawn to the following co-pending applications, copies of which have
been submitted:

Serial No. 09/194,367 filed November 24, 1998

Serial No. 09/770,838 filed January 26, 2001

Serial No. 09/820,584 filed March 28, 2001

Submission of the above information is not intended as an admission that any item is citable under the
statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in
the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should
an inference be drawn as to the pertinence of the references based on the order in which they are presented.

Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

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|-------------------------------------|---|
| <input checked="" type="checkbox"/> | <p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith satisfies one of the following conditions ("X" indicates satisfaction):</p> <ul style="list-style-type: none"> <input type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or <input type="checkbox"/> Within three months of the date of entry into the national stage of an international application as set forth in 37 CFR 1.491 or <input type="checkbox"/> Before the mailing date of a first Office Action on the merits, or <input checked="" type="checkbox"/> Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114. <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p> |
| <input type="checkbox"/> | <p>37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <ul style="list-style-type: none"> (1) a final action under 37 C.F.R. 1.113 or (2) a notice of allowance under 37 C.F.R. 1.311, or (3) an action that otherwise closes prosecution in the application. <p>This Information Disclosure Statement is accompanied by:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(c). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970. <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> <input type="checkbox"/> A check in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. |
| <input type="checkbox"/> | <p>37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(c).</p> <ul style="list-style-type: none"> <input type="checkbox"/> This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e) <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> <input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification. |

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

☐ The undersigned certifies that:

☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).

☐ A copy of the communication from the foreign patent office is enclosed.

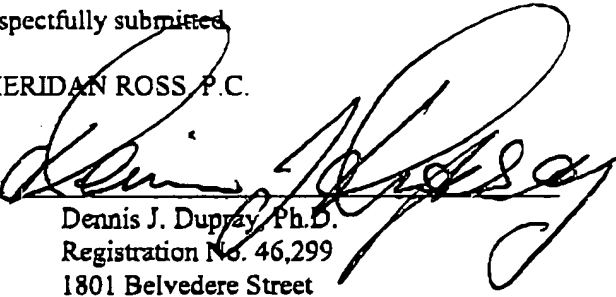
OR

☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,

SHERIDAN ROSS, P.C.

By


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Date: June 12 2002

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FROM

(THU) 06. 13' 02 10:53/ST. 10:52/NO. 3561683508 P 1

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June 13, 2002

FACSIMILE COVER SHEET

Please deliver the following pages to:

Name: Examiner Dao Phan
U.S. Patent and Trademark Office

Group Art Unit: 3662

Facsimile No. (703) 306-4195

Our File No. 1005-DJD

Application Serial No. 09/176,587

Total No. Pgs., incl. cover 8

Sender's Name: Dennis J. Dupray, Ph.D.

Special Instructions: Provided herewith is a duplicate copy of a transmittal regarding a previously filed Information Disclosure Statement ("IDS"). The mailed copy was inadvertently sent by regular U.S. Mail rather than Express Mail. Accordingly, this transmittal is being provided so that the Examiner can timely review this "IDS." Please enter the attached copy of the mailed transmittal into the above-identified patent application.

If you do not receive all pages, please call Chasity at (303) 863-9700 ext. 3027.

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IDS

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FAX RECEIVED

JUN 13 2002

GROUP 3600

Initial: CCR

Date: 10-12-02PTO Stamp indicates receipt of: ☒ Patent Matter ☐ Trademark Matter

Application Docket No.: 1005-DJD

Applicant: DUPRAY

Title or Mark: "A WIRELESS LOCATION SYSTEM FOR CALIBRATING MULTIPLE
LOCATION ESTIMATORS"

Serial/Reg. No.: 09/176,587

Filed/Issued Date: October 21, 1998

☒ Certificate of Mailing

____ No. of Pages in Specification

☐ Express Mail No.:

____ No. of Pages in Claims

☐ Check for \$

____ No. of Sheets of Drawings

LIST ALL DOCUMENTS BEING SENT TO PATENT OFFICE:Request for Consideration of IDS Previously filed on March 29, 2002
Duplicate of IDS Originally filed on March 29, 2002
(No references being submitted.)